

Docket No.: 073678-0026

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of	:	Customer Number: 31824
Christopher Robert BEBBINGTON, et al.	:	Confirmation Number: 9929
Serial No.: 10/585,149	:	Group Art Unit: 1636
Filed: June 30, 2006	:	Examiner: Not Yet Assigned
For: TRANSACTIVATION SYSTEM FOR MAMMALIAN CELLS	:	

**SUPPLEMENTAL FILING IN SUPPORT OF PETITION FOR WITHDRAWAL OF  
HOLDING OF ABANDONMENT**

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In support of the Petition for Withdrawal of Holding of Abandonment, Applicant respectfully submits the docketing mail log for the dates March 27, 2007 to April 10, 2007.

(Exhibit 1)

In response to the NOTIFICATION OF ABANDONMENT dated March 27, 2008, Applicants submitted a Petition on April 1, 2008, requesting that the Notification of Abandonment be withdrawn and that prosecution for the application be reopened. The mail log has been redacted to remove confidential information for communications related to Applicant's clients, however, all the entries for communications received from the USPTO were not redacted.

The attached mail log shows that in the two weeks following March 27, 2007, Applicant's docketing department did not receive a Notice to File Missing Parts for the above referenced patent application (073678-0026). During this time period, Applicant's docketing department received two Notice to File Missing Parts but these Notices were for other cases. Both of these Notices are attached for the Examiner's convenience. (Exhibits 2 and 3).

By this Supplemental Filing, Applicant also respectfully requests that, in the alternative to withdrawing the finding of abandonment, the Patent Office revive this application for unavoidable abandonment under 37 C.F.R. §1.137(a). As noted in the facts set-out in the original petition, and supported by the mail-log submitted herewith, the abandonment of this application was unavoidable because Applicant's docketing department did not receive the Notice to File Missing Requirement, and Applicant inquired to the status of the application on Private Pair. Applicant learned of the abandonment of this application after the submission of a paper Status Inquiry and promptly filed the Petition for Withdrawal of Holding of Abandonment after receiving the Notice of Abandonment. Applicant also submits with this Supplemental Filing the Sequence Listing that Applicant understands was the subject of the Notice of Missing Requirements (Applicant has still not received this Notice of Missing Requirements but believe this Response complies with that Notice).

The Applicants submit that they did not receive the Notification of Missing Requirements, and as such, the Applicants respectfully request that the Notification of Abandonment be withdrawn, or in the alternative that the above referenced application be revived for unavoidable abandonment.

The Commissioner is hereby authorized to charge Deposit Account No. 502203 the amount necessary to cover any fee in connection with this filing and the associated Petition.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



Andrew Kumamoto  
Registration No. 40,690

18191 Von Karman Avenue, Suite 500  
Irvine, California 92612-7108  
Phone: 949.851.0633 AAK:pab  
Facsimile: 949.851.9348  
Date: August 25, 2008

Please recognize our Customer No. 31824  
as our correspondence address.

# EXHIBIT

1

Date	Sent By	Correspondance	Matter	Sent to	Method Received
4/10/07	China Sinda	CONFNM COPY - * REDACTED *	50346-136	MJI	Mail
4/10/07	DC Docketing	PC re Rodn of Asnmt	50346-042	JMN	Inter Office
4/10/07	DC Docketing	PC re Rodn of Asnmt	76890-042	JWH	Inter Office
4/10/07	Drew & Napier	Debit Note	50346-243	MJI	Mail
4/10/07	Hofstetter, Schurrack & Skora	* REDACTED *	49051-192 DE-D2	DMT	Fax
4/10/07	J. Varbanov & Partners	Ackn Rcpt	31920-254 BG	FPB	Fax
4/10/07	Jing & Partners	Ackn Rcpt	31920-254 CM	FPB	Fax
4/10/07	Leptos	Correction of Hans Neisz Address	NA	JWH	Mail
4/10/07	LM	Comm from Invnt	70602-400	SKL	Fax
4/10/07	Lysaght & Co.	Ackn Rcpt	31920-254 GH	FPB	Fax
4/10/07	PCT	Ntfcn of the Rodng of Change	76908-024	JWH	Mail
4/10/07	* REDACTED *	Engmt Ltr & Ck	NA	JWH	Mail
4/10/07	Saunders & Dolleymore	* REDACTED *	75662-054 PT	FPB	Mail
4/10/07	SD Docketing	* REDACTED *	NA	FPB	Inter Office
4/10/07	USPTO	PC re Resp to OA	50346-093	SKL	Mail
4/10/07	USPTO	Ntc of Aband	70602-543	MWE	Mail
4/10/07	USPTO	Updated OFR	70602-688	MWE	Mail

4/10/07	USPTO	Ntc of Rcdn of Asmnt	70602-705	MWE	Mail
4/10/07	USPTO	PC re Non-Prov Appln	74845-013	ADM	Mail
4/10/07	USPTO	Ntc of Rcdn of Asmnt	77665-012	MWE	Mail
4/10/07	USPTO	PC re Resp to OA	79317-011	JWH	Mail

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4/9/07	AMVAC	Exec POA	31920-255 ES	FPB	Mail
4/9/07	Bustamante & Bustamante	Ackn Rcpt	31920-126 EC	FPB	Fax
4/9/07	CT Corsearch	* REDACTED *	NA	FPB	Mail
4/9/07	DC Docketing	PC re IDS	50346-040	JMN	Inter Office
4/9/07	DC Docketing	PC re IDS w/ 94 refs	50346-293	JMN	Inter Office
4/9/07	DC Docketing	PC re IDS w/ 2 refs	50346-293	SKL	Inter Office
4/9/07	DC Docketing	PC re Natl Stage Appln	69576-225	MJI	Inter Office
4/9/07	DC Docketing	PC re Resp to OA	70601-038	JMN	Inter Office
4/9/07	DC Docketing	PC re Resp to OA	70602-515	MJI	Inter Office
4/9/07	DC Docketing	PC re Resp to Invtn	70602-717	MJI	Inter Office
4/9/07	DC Docketing	PC re Rcdn of Asmnt	76960-027	JWH	Inter Office
4/9/07	DC Docketing	PC re Rcdn of Asmnt	76960-033	JWH	Inter Office
4/9/07	GJE	* REDACTED *	77567-032	JWH	Mail
4/9/07	Henry Goh	* REDACTED *	50346-053	MJI	Mail

4/9/07	Hilbome, Hawkin & Co.	* REDACTED *		31920-254	FPB	Fax
4/9/07	Holec, Zuska, & Partneri	* REDACTED *		50346-392	MJI	Mail
4/9/07	Jeekai & Partners	Ackn Rcpt		50346-419	DMT	Fax
4/9/07	Justin Hill	* REDACTED *		66365-025	MJI	Inter Office
4/9/07	Justin Hill	Ltr re Confm enter into EP w/ encl		71349-014	MJI	Inter Office
4/9/07	Justin Hill	Ltr re EP Srch Rpt w/ encl		76890-101	JWH	Inter Office
4/9/07	KMOB	EPO - Entry into EPO		79317-015	JWH	Mail
4/9/07	KMOB	Ltr re Corresp Transfrd w/ encl		NA	JWH	Mail
4/9/07	KMOB	PCT - Ntfcn Concng Pymt of Fees (MGLAS001QPC)		PCT/US2007/001539	JWH	Mail
4/9/07	Lee & Li	* REDACTED *		50346-375	MJI	Mail
4/9/07	LM	* REDACTED *		70602-400	SKL	Fax
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4/9/07	PCT	Ntfcn Concng Trnsmtl of Copy of Intl Prelim Rpt		76908-021	JWH	Mail
4/9/07	Sasajima	* REDACTED *		50346-068	MJI	Mail

4/9/07	Sasajima	Ltr re New Pat Appln filed w/ encl & debit ntee	50346-405	MJI	Mail
4/9/07	Sasajima	Ltr re PCT Appln enter into Natl Phase w/ encl & debit note	71349-015	MJI	Mail
4/9/07	SIMPAC	Req for Ext of Time SOU Signed	74825-011	FPB	Fax
4/9/07	Thomson Compu	Waiting Service Rpt	NA	FPB	Mail
4/9/07	Thomson Compu	USPTO Pending Appln Watch Ntc	NA	FPB	Mail
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4/9/07	USPTO	Ntc of Rcdn of Asmnt	50346-151	MWE	Mail
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4/9/07	USPTO	Issued Patent	70602-016	MJI	Mail
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4/9/07	USPTO	Ntc of Aband	70602-576	MWE	Mail
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4/9/07	USPTO	NOA	74077-033	MWE	Mail
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4/9/07	USPTO	Ntc of Rcdn of Asnmt	79416-017	MWE	Mail
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4/9/07	VQ Orthocare	Exec SOU	71681-030	FPB	Mail
4/9/07	Word Processing	Claims	NA	JH	Inter Office

Date	Sent By	Correspondance	Matter	Sent to	Method Received
4/6/07	C & S	Confm Copy	50346-389	MJI	Mail
4/6/07	CT Coresearch	* REDACTED *	NA	FPB	Mail
4/6/07	Denise Goodhew	Confm Copy	61170-194	MJI	Inter Office
4/6/07	Justin Hill	* REDACTED *	50346-200	MJI	Inter Office
4/6/07	Justin Hill	* REDACTED *	75662-043	MJI	Inter Office
4/6/07	Justin Hill	* REDACTED *	76890-086	JVH	Inter Office
4/6/07	LM	Exec Docs	70602-721	MJI	Mail
4/6/07	Micheal Oleinik	* REDACTED *	71349-012	MJI	Inter Office
4/6/07	MWE - London	Pending Disbursements Edit List	NA	MWE	Inter Office
4/6/07	MWE - London	Pending Disbursements Edit List	NA	MWE	Inter Office
4/6/07	Performance Resources	Ck written to "Director of the USPTO"	NA	ADM	Mail
4/6/07	Spruson & Ferguson	Stmt	NA	MWE	Mail
4/6/07	STEC	Ltr re Simpletech officially changed name to STEC	NA	MWE	Mail
4/6/07	USPTO	Certied Copy	50346-419	DMT	Mail
4/6/07	USPTO	PC re SOU	70891-023	FPB	Mail
4/6/07	USPTO	PC re SOU	70891-024	FPB	Mail
4/6/07	USPTO	PC re Non-Prov Appln	74845-017	JMN	Mail

4/6/07	USPTO	Iss Ntfcn	76895-011	MWE	Mail
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4/5/07	DC Docketing	PC re IDS	50346-291	ADM	Inter Office
4/5/07	DC Docketing	PC re Rcdn of Asmnt	70602-455	MJI	Inter Office
4/5/07	DC Docketing	PC re Prov Appln	70602-728	JMN	Inter Office
4/5/07	Justin Hill	* REDACTED *	50346-135	MJI	Inter Office
4/5/07	Justin Hill	* REDACTED *	50346-201	MJI	Inter Office
4/5/07	Justin Hill	* REDACTED *	50346-230	MJI	Inter Office
4/5/07	Sasajima	Ltr re Fee Charged	50203-153	MJI	Fax
4/5/07	Sasajima	Ackn Rcpt	50346-112	MWE	Fax
4/5/07	USPTO	Ntc of Rcdn of Asmnt	64261-511	WNC	Fax

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4/4/07	Cabinet Lavoix	(2) Debit Notes & Attestation for Annuity Pymnts	NA	DMT	Mail
4/4/07	DC Docketing	PC re IDS	50346-095	MJI	-Inter Office
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4/4/07	DC Docketing	PC re IDS	50346-172	ADM	Inter Office
4/4/07	DC Docketing	PC re Prelim Amend	50346-366	MJI	Inter Office
4/4/07	DC Docketing	PC re MF 3.5	74077-012	SKL	Inter Office
4/4/07	Drew & Napier	Ltr re Rnwl of SG pat w/ encl	50346-139	MWE	Mail
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4/4/07	Justin Hill	* REDACTED *	76890-086	JWH	Inter Office
4/4/07	Momsen Leonardos & Cia	Ackn Rcpt of Instr	31920-324 BR	FB	Fax
4/4/07	Sasajima	Ltr re Pub w/ encl	50346-267	MJI	Mail
4/4/07	Smart & Biggar	* REDACTED *	31920-319	MWE	Fax
4/4/07	Sodick	* REDACTED *	43877-135	MJI	Mail
4/4/07	Sodick	Signed Pat Ackn Rcpt of Pat	43877-135	MJI	Mail
4/4/07	Spruson & Ferguson	Ltr re Appln Filed	31920-324 AU	FB	Fax
4/4/07	Spruson & Ferguson	* REDACTED *	50346-416	MJI	Mail

Date	Sent By	Correspondence	Matter	Sent to	Method Received
4/3/07	Cabinet Lvoix	* REDACTED *	N/A	MWE	Mail
4/3/07	Knobbe	* REDACTED *	N/A	JWH	Mail
4/3/07	Knobbe	Executed assgmt	N/A	JWH	Mail
4/3/07	Knobbe	Dclrtin-USAPatent appln	N/A	JWH	Mail
4/3/07	Marc Brown	* REDACTED *	N/A	FPB	FedEx
4/3/07	PCT	Ntctn of srch rpt & wrtn opn	74079-015	MWE	Mail
4/3/07	PCT	Ntc of pclin of int'l appln	76890-079	JWH	Mail
4/3/07	Tat Tsuen Ind Ltd	* REDACTED *	79062-011	JWH	FedEx
4/3/07	Thompson	USPTO pdng appln watch ntc	31920-225	FPB	Mail
4/3/07	Thompson	Wchng svc rpt	31920-225	FPB	Mail
4/3/07	Thompson	USPTO pdng appln watch ntc	49051-010	FPB	Mail
4/3/07	Thompson	Wchng svc rpt	49051-010	FPB	Mail
4/3/07	USPTO	PC re IDS	50346-188	MWE	Mail
4/3/07	USPTO	PC re rspn/admdmt to OA w/rqst to 2 mths extsn	60891-014	MWE	Mail
4/3/07	USPTO	PC re respn re OA	67154-013	MWE	Mail
4/3/07	USPTO	Ntc of allwn	70602-577	MWE	Mail
4/3/07	USPTO	Ntc of rcrdin	70602-620	MWE	Mail

04/03/07

4/3/07	USPTO	Ntc of rcrdln	70602-689	MWE	Mail
	USPTO	Ntc rgrdng change of POA	7574P001	MWE	Mail
4/3/07	USPTO	Ntc rgrdng change of POA	7574P003	MWE	Mail
4/3/07	USPTO	PC re appln	76890-011	MWE	Mail
4/3/07	USPTO	Ntc of accptn of POA	77567-021	MWE	Mail
4/3/07	USPTO	Ntc of accptn of POA	77567-035	MWE	Mail
4/3/07	USPTO	PC re IDS, rspn missing prts	77567-038	MWE	Mail

04/02/07

Date	Sent By	Correspondence	Matter	Sent to	Method Received
4/2/07	C&S	Confirmation regarding new application w/encs	OPP-2007-197-4530	MJI	Mail
4/2/07	DC Docketing	USPTO ntc of rrdtn	50346-081	MJI	Mail
4/2/07	Ellipse Tech	Executed Assgmt	76960-027	JH	Mail
4/2/07	Ellipse Tech	Executed Assgmt	76960-033	JH	Mail
4/2/07	Ellipse Tech	Executed Assgmt	76960-038	JH	Mail
4/2/07	EPO	Entry into the EPO phase	05848486.6-1263	MJI	Mail
4/2/07	Gene Haas	* REDACTED *	74845-017	MWE	Mail
4/2/07	Global Language Sltn	* REDACTED *	76960-020	AS	Mail
4/2/07	Global Language Sltn	* REDACTED *	76960-020	AS	Mail
4/2/07	Guillermo Gutierrez	* REDACTED *	03120-089	FPB	Mail
4/2/07	Jeekai	Rprt of filing application w/encs	50346-393	MJI	Mail
4/2/07	Justin Hill	Confmtn of filing re Request Sntv Exmtn	50346-238	MJI	Mail
4/2/07	Lee & Li	18th-year annuity due date	50346-386	DT	Mail
4/2/07	Lic. Daniel Casco	* REDACTED *	31920-024	FPB	Fax
4/2/07	Muller-Bore	Copy of Publicatn of German appln	74077-029	KL	Mail
4/2/07	PCT	Notc of availability of int'l appln publication	73514-023	AFM	Mail
4/2/07	PCT	Ntftn of int'l srch report & written opinion	74079-015	SL	Mail

4/2/07	Danne Mann	* REDACTED *		N/A	MWE	Fax
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4/2/07	Sasajima	Invoice		76890-104	MWE	Mail
4/2/07	Sasajima	Invoice		50346-068	DT	Mail
4/2/07	Sodick Co.	Billing for svcs rendered through 1/31/07		N/A	MWE	Mail
4/2/07	Spoor & Fisher	Certified copy of original Rowl Cer		31920-098	FPB	Mail
4/2/07	Spruson	* REDACTED *		31920-310	DT	Mail
4/2/07	Thompson	Watch Ntc		49051-010	FPB	Mail
4/2/07	USPTO	Examiner's amendment		73372-012	FPB	Mail
4/2/07	USPTO	Updated filing rcpt		50346-379	MWE	Mail
4/2/07	USPTO	Ntc of recordation		69576-199	MWE	Mail
4/2/07	USPTO	Ntc of revised pbctn		74717-036	MWE	Mail
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4/2/07	USPTO	Acknlgmt receipt of paten appln.		76895-014	MWE	Mail
4/2/07	USPTO	Filing rcpt		77684-013	MWE	Mail

4/2/07	USPTO	Ntc of publication	769008-025	MWE	Mail
4/2/07	Viering, Jentschura	4th Annuity instruction for patent applicatn w/eds.	60891-097	DT	Mail
4/2/07	USPTO	Ntc of file missing prls	76895-014	MWE	Mail

03/30/07

Date	Sent By	Correspondance	Matter	Sent to	Method Received
03/30	Lockheed Martin	* REDACTED *	70602-727	MJI	Fax/Fx
03/30	u u	* REDACTED *	70602-727	MJI	Fax/Fx
03/30	Sasajima SAs	* REDACTED *	75523-0015	MJI	Mail/Fx
03/30	PCT	Techn: Rel: Ent: 1 appln. not treated as Int 1 Appln.	073514-019	Ng-Horace	Mail/Fx
03/30	NWeg-HoffBA	* REDACTED *	79286-012	FPB	Mail/Fx
03/30	Sasajima SAs	* REDACTED *	71349-0015	MJI	Mail/Fx
03/30	USPTO	474 TXT Doc 1 Batch #883251	31920-258	MW&F	Mail/Fx
03/30	CBS	* REDACTED *	50346-389	MJI	Fx
3/30	USPTO	Ntc. of Redctn.	50346-187	MW&F	Mail
3/30	USPTO	Ntc. of Redctn.	50346-391	MW&F	Mail
3/30	Sasajima SAs	Confirmation of rept. of Ntc. of	49057-281	MJI	Mail

Appln.  
n/ends.

Ass.

Date	Sent By	Correspondence	Matter	Sent to	Method Received
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3/30	USPTO	Ntc. of Pub.	11/398, 434	JH	Mail
3/30	Castillo Giron	* REDACTED *			
3/30	<del>Thompson</del>	* REDACTED *	76890-103	A.A.S	Mail
3/30	Denise <del>Castillo</del>	Exct. Dcltn & P.O.A. & Ass.	71671-612	DMT	Mail
3/30	Tsara Tsai	Captioned Appln. has been filed	50346-427	MJI	Mail
3/30	USPTO	Certification of Ptn Appln. granted	43877-148	DMT	Mail
3/30	USPTO	Certification of Ptn Appln. granted	43877-146		
3/30	Thompson	Comprehensive Watch	* REDACTED *	FPB	Mail
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3/30	Peress	POA - Exec	71013-013	FPB	fax

03/29/07

Date	Sent By	Correspondance	Matter	Sent to	Method Received
3/29/07	LM	* REDACTED *	70602-727	Dina	Fax
3/29/07	Henry Gohia Co.	* REDACTED *	50346-0053	Dina	Fax
3/29/07	Sorenson & Ass.	Received Acknlgmt. Rev'd	71349-0015	Mark	Fax
3/29/07	China Sinda	* REDACTED *	50346-0136	MJI	Fax
3/29/07	Henry Gohia	Acknowledgment Received	50346-0182	MJI	Fax
3/29/07	Henry Gohia	Acknlgmt. Rev'd	50346-0195	DMT	Fax
3/29/07	MW & E	Invoices <sup>Invoice</sup> <del>NA</del> N/A	89546-0175	Acctg	Fax
3/29/07	MW & E	Confirmation Receipt 3/28/07	71349-0014	DT	Fax
3/29/07	MW & E	Confirmation Receipt 3/28/07	71349-0114	DT	Fax
3/29/07	MW & E	Confirmation Receipt of Ltr. 3/28/07	71349-0114	DT	Fax
3/29/07	QSS	Sict. Int'l Patient Appn. w/links	PT/KR2005/0330	MJI	Fax
3/29/07	Holec Ziska	* REDACTED *	50346-0247	DMT	Fax
3/29/07	Holec Ziska	* REDACTED *	50346-0281	DMT	Fax
3/29/07	Drews Napier	* REDACTED *	050346-0242	MJI	Mail
3/29/07	Drews Napier	* REDACTED *	50346-0254	DMT	Mail
3/29/07	Drews Napier	* REDACTED *	50346-0288	DMT	Mail



Date	Sent By	Correspondance	Matter	Sent to	Method Received
3/28/07	China Sinda	Ltr re Appln Pub w/ encl & debit note	50346-237	MWE	Mail
3/28/07	DC Accounting	Ltr re Outstanding Pymnt for Sasajima	50346-068	MJI	Inter Office
3/28/07	DC Docketing	PC re Resp to OA	50346-103	JMN	Inter Office
3/28/07	DC Docketing	PC re Prelim Amend	66371-056	JMN	Inter Office
3/28/07	DC Docketing	PC re Prov Appln	70602-727	JMN	Inter Office
3/28/07	DC Docketing	PC re SOU	71681-024	FB	Inter Office
3/28/07	DC Docketing	PC re Resp to MP	76902-041	JWH	Inter Office
3/28/07	DC Docketing	PC re Decl & POA	79317-012	JWH	Inter Office
3/28/07	Holec, Zuska & Partneri	Ltr re Czech Transl w/ encl	50346-392	MJI	Fax
3/28/07	Holec, Zuska & Partneri	Inv 270097	50346-392	MJI	Mail
3/28/07	Holec, Zuska & Partneri	Inv 270100	50346-401	MJI	Mail
3/28/07	Holec, Zuska & Partneri	Inv 270099	50346-410	MJI	Mail
3/28/07	Holec, Zuska & Partneri	Inv 270098	50346-420	MJI	Mail
3/28/07	LM	Exec Asnmt	70602-455	JMN	Mail
3/28/07	LM	* REDACTED *	70602-660	JMN	Mail
3/28/07	LM	Exec Asnmt	70602-722	JMN	Mail
3/28/07	Sasjima	* REDACTED *	50346-085	MJI	Fax

3/28/07	Sasjima	* REDACTED *		50346-112	SKL	Fax
3/28/07	Sierra Monolithics	* REDACTED *		74077-025	SKL	Fax
3/28/07	Spruson & Ferguson	* REDACTED *		50346-417	MJI	Mail
3/28/07	USPTO	Secrecy Order		70602-552	DMT	Fax

Date	Sent By	Correspondance	Matter	Sent to	Method Received
3/27/07	Bureau Casalunga & Josse	* REDACTED *	49051-200 FR	FB	Mail
3/27/07	China Sinda	* REDACTED *	50346-337	MJI	Mail
3/27/07	DC Docketing	PC re Terminal Disclaimer	70602-616	ADM	Inter Office
3/27/07	DC Docketing	PC re Non-Prov Appln	74845-017	JMN	Inter Office
3/27/07	DC Docketing	PC re Rodn of Asmnt	76890-043	JWH	Inter Office
3/27/07	DC Docketing	PC re PCT Appln	76890-111	JWH	Inter Office
3/27/07	DC Docketing	PC re IDS w/ 5 refs	76908-012	JWH	Inter Office
3/27/07	DC Docketing	PC re Corresp Addr Change	79416-012	JWH	Inter Office
3/27/07	DC Docketing	PC re Rodn of Asmnt	79416-013	JWH	Inter Office
3/27/07	DC Docketing	PC re Rodn of Asmnt	79416-014	JWH	Inter Office
3/27/07	DC Docketing	PC re Rodn of Asmnt	79416-015	JWH	Inter Office
3/27/07	DC Docketing	PC re Rodn of Asmnt	79416-016	JWH	Inter Office
3/27/07	DC Docketing	PC re Rodn of Asmnt	79416-017	JWH	Inter Office
3/27/07	East IP	* REDACTED *	77567-024	DMT	Mail
3/27/07	Justin Hill	* REDACTED *	50346-250	MJI	Inter Office
3/27/07	Justin Hill	* REDACTED *	76890-101	JWH	Inter Office
3/27/07	LM	* REDACTED *	70602-660	JMN	Fax

3/27/07	PCT	Ntfcn of Rcpt of Rcrd Copy	70602-717	MJI	Mail
3/27/07	Sprucon & Ferguson	Ltr re Filing Partics w/ encl	50346-417	MJI	Mail
3/27/07	Stock Industrial Property Services	Req re Countries to Elect	71226-015	DMT	Fax
3/27/07	Thomson Compu	USPTO Official Gazette Watch Ntc	NA	FB	Mail
3/27/07	Thomson Compu	Watch Ntc	NA	FB	Mail
3/27/07	Thomson Compu	Watching Service Rpt	NA	FB	Mail
3/27/07	Thomson Compu	USPTO Pending Appln Watch Ntc	NA	FB	Mail
3/27/07	Uthoff Gomez	* REDACTED *	31920-118 MX2	FB	Mail
3/27/07	USPTO	Corr Ntc of Rcdn of Asnmt Doc	43877-150	JMN	Mail
3/27/07	USPTO	OFR	50346-428	MWE	Mail
3/27/07	USPTO	3 mos OA	70602-812	MWE	Mail
3/27/07	USPTO	Ntc of Rcdn of Asnmt Doc	70602-846	JMN	Mail
3/27/07	USPTO	3 mos FOA	70602-675	MWE	Mail
3/27/07	USPTO	OFR	70602-889	MWE	Mail
3/27/07	USPTO	Ntc to File Corr Appln Papers	70602-689	MWE	Mail
3/27/07	USPTO	Ntc of Aband	71681-026	FB	Mail
3/27/07	USPTO	6 mos OA	73372-011	FB	Mail

# EXHIBIT

2



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UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (e) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
11/715,436	03/08/2007	Joseph A. Tafolla	076895-0014

**CONFIRMATION NO. 5048**  
**FORMALITIES**  
**LETTER**

31824  
 MCDERMOTT WILL & EMERY LLP  
 18191 VON KARMAN AVE.  
 SUITE 500  
 IRVINE, CA 92612-7108

Date Mailed: 03/27/2007

# NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

## Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing. *A properly signed oath or declaration in compliance with 37 CFR 1.63; identifying the application by the above Application Number and Filing Date, is required.*  
*Note: If a petition under 37 CFR 1.47 is being filed, an oath or declaration in compliance with 37 CFR 1.63 signed by all available joint inventors, or if no inventor is available by a party with sufficient proprietary interest, is required.*

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.16(f) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$65 for a small entity

- \$65 Surcharge.

Replies should be mailed to: Mail Stop Missing Parts

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
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1V  
Office of Initial Patent Examination (571) 272-4000, or 1-800-PTO-9199  
PART 3 - OFFICE COPY

# EXHIBIT

3



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 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
11/710,437	02/26/2007	Timothy C. Gallagher	070602-0689

31824  
 MCDERMOTT WILL & EMERY LLP.  
 18191 VON KARMAN AVE.  
 SUITE 500  
 IRVINE, CA 92612-7108

CONFIRMATION NO. 4932  
 FORMALITIES  
 LETTER

Date Mailed: 03/22/2007

## NOTICE TO FILE CORRECTED APPLICATION PAPERS

*Filing Date Granted*

An application number and filing date have been accorded to this application. The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121(d) are required. The drawings submitted are not acceptable because:
  - The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 1-4.

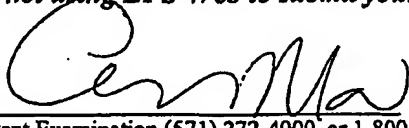
Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

Replies should be mailed to: Mail Stop Missing Parts  
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 Alexandria VA 22313-1450

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A handwritten signature in black ink, appearing to read "C. Ma", is written over a horizontal line.

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